

January 29, 1988

CERTIFIED MAIL

CAD 980 883 847

Mr. Geoffrey A. Steel  
Agent for Services of Process  
S.R.I. International  
821 San Francisco Court  
Stanford, CA 94305

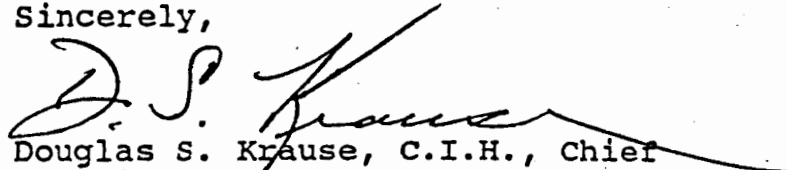
Dear Mr. Steel:

In the Matter of: HWCA 87-88-014  
S.R.I. International  
Corral Hollow Road  
Tracy, CA 95347

Enclosed please find a Corrective Action Order and Complaint for Penalty and related documents concerning violations of Chapter 6.5 of the California Health and Safety Code and Title 22 of the California Code of Regulations.

As indicated in the enclosures, you have a right to a hearing. Whether or not you choose to pursue an appeal, you are encouraged to explore the possibility of settlement by contacting Robert Aragon of my staff at 2151 Berkeley Way, Berkeley, CA 94704, (415) 540-2043.

Sincerely,

  
Douglas S. Krause, C.I.H., Chief  
Surveillance and Enforcement Unit  
North Coast California Section  
Toxic Substances Control Division

Cert. No.: P 589 065 786

DSK:ra:ra

STATE OF CALIFORNIA  
HEALTH AND WELFARE AGENCY  
DEPARTMENT OF HEALTH SERVICES  
TOXIC SUBSTANCES CONTROL DIVISION

In the Matter of:	)	Docket HWCA 87-88-014
	)	
S.R.I. International	)	
(Tracy Explosive Test	)	
Site)	)	CORRECTIVE ACTION ORDER AND
821 San Francisco Court	)	COMPLAINT FOR PENALTY
Stanford, CA 94305	)	
	)	
Respondent.	)	Health and Safety Code
	)	Sections 25187 and 25189.2

---

INTRODUCTION

1.1. Parties. The State Department of Health Services (Department) issues this Corrective Action Order and Complaint for Penalty (Order and Complaint) to S.R.I. International, a California corporation (Respondent).

1.2. Site. Respondent generates, handles, treats, stores, and/or disposes of hazardous waste at the following site: Explosive Test Site, Tracy. (Map attached as Exhibit 1.)

1.3. Permit/Interim Status. The Department authorized Respondent to manage hazardous waste by interim status document issued on November 17, 1983.

1.4. Jurisdiction. Section 25187 of the Health and Safety Code (HSC) authorizes the Department to issue an Order when the Department determines that any person has violated, is violating, or threatens to violate specified provisions of the Health and Safety Code or any permit, rule, regulation, standard, or

requirement issued or adopted pursuant thereto. HSC section 25189.2 authorizes the Department to issue a Complaint and to impose a penalty on persons who commit specified acts, pursuant to the procedures set forth in HSC section 25189.3.

1.5. Applicable Statutes and Regulations. Copies of the statutes and regulations applicable to this Order and Complaint are attached as Exhibit 2.

1.6. Exhibits. All exhibits attached to this Order and Complaint are incorporated herein by this reference.

#### DETERMINATION OF VIOLATIONS

2. The Department has determined that the Respondent has violated, is violating, or threatens to violate HSC section 25189.2 and other specified provisions as follows:

2.1. The Respondent violated Section 67105(a)(1)(2) (b) (c) and (d)(3)(4) of Title 22 of the California Code of Regulations in that on September 16, 1987: A. The facility personnel had not complete a program of classroom instruction or on-the-job training which teaches them to perform their duties in a way that ensures the facility's compliance with the requirements of California Code of Regulations, Title 22; B. The facility did not have a program which teaches facility personnel hazardous waste management procedures.

C. Facility personnel had not complete the program required under Title 22, California Code of Regulations, Section 67105(a) six months after the date of their employment or assignment to

the facility, or to a new position at the facility; D. Facility personnel had not taken part in an annual review of the initial training.

E. The facility did not maintain a written description of the type and amount of both introductory and continuing training that will be given to each person filling a position listed under Title 22, California Code of Regulations, Section 67105(d)(1); F. The facility did not maintain records that document that the training or job experience required under Title 22, California Code of Regulations, Section 67105(a)(b) and (c) has been given to, and completed by, facility personnel.

2.2. The Respondent violated Section 67243(a) of Title 22, California Code of Regulations in that on September 16, 1987 the bag on the floor of the magazine holding the hazardous waste was not closed.

2.3. The Respondent violated Section 67244 of Title 22, California Code of Regulations in that in the period immediately preceding September 16, 1987 the facility did not inspect, at least weekly, areas where containers are stored, looking for leaking containers and for deterioration of containers and the containment system caused by corrosion or other factors.

2.4. The Respondent violated Section 66508(a)(3) and (c)(1)(2)(3) of Title 22, California Code of Regulations in that on September 16, 1987 the bag on the floor of the magazine containing the hazardous waste was not labeled with the words "Hazardous Waste"; composition and physical state of the waste;

statements which call attention to the particular hazardous properties of the waste; and name and address of the person producing the waste.

2.5. The Respondent violated Section 67102(b) of Title 22, California Code of Regulations in that on January 6, 1988 the facility did not have a written waste analysis plan.

2.6. The Respondent violated Section 67104(b) and (d) of Title 22, California Code of Regulations in that on January 6, 1988 the facility had not recorded inspections in an inspection log or summary and did not have a written schedule for inspecting monitoring equipment, safety and emergency equipment, security devices and operating structural equipment that are important to preventing, detecting or responding to environmental or human health hazards.

2.7. The Respondent violated Section 67163(b)(3)(8) of Title 22, California Code of Regulations in that on January 6, 1988 the facility had not recorded in the operating record the results of waste analysis or closure cost estimates.

2.8. The Respondent violated Section 67165 of Title 22, California Code of Regulations in that the owner or operator had not prepared and submitted an annual report to the Department by March 1, 1987.

2.9. The Respondent violated Section 67212(a) of Title 22, California Code of Regulations in that on January 6, 1988 the facility did not have a written closure plan.

2.10. The Respondent violated Section 67002(a) of Title 22,

California Code of Regulations in that on January 6, 1988 the facility did not have a written estimate of the cost of closing the facility.

2.11. The Respondent violated Section 67495 of Title 22, California Code of Regulations in that in the period immediately preceding January 6, 1988 the facility did not analyze any waste which they did not previously treat in their thermal process to enable them to establish operating conditions and to determine the type of pollutants which might be emitted.

#### SCHEDULE FOR COMPLIANCE

3. Based on the foregoing DETERMINATION OF VIOLATIONS, IT IS HEREBY ORDERED THAT:

3.1.1. Within 30 days of the effective date of this Order Respondent shall provide evidence in writing to the Department the following:

1. The facility provides classroom instructions or on-the-job training which teaches facility personnel hazardous waste management procedures and to perform their duties in a way that ensures the facility's compliance with the requirements of California Code of Regulations, Title 22;

2. Facility personnel are given the training required under the California Code of Regulations, Section 67105(a) six months from their date of employment or assignment to the facility, or to a new position at the facility;

3. Facility personnel take part in an annual review of the

initial training required under the California Code of Regulations, Section 67105(a);

4. The facility maintains a written description of the type and amount of both introductory and continuing training that will be given to each person filling a position listed under California Code of Regulations, Section 67105(d)(1);

5. The facility maintains records that document that the training or job experience required under California Code of Regulations, Section 67105(a)(b) & (c) have been given to and completed by facility personnel.

3.1.2. Within 30 days of the effective date of this Order Respondent shall provide evidence to the Department that the containers holding hazardous waste are closed at all times unless facility personnel are adding or removing waste.

3.1.3. Within 30 days of the effective date of this Order Respondent shall provide evidence in writing to the Department that the facility inspects, at least weekly, areas where containers are stored.

3.1.4. Within 30 days of the effective date of this Order Respondent shall provide evidence to the Department that the facility affixes a label to the hazardous waste container and the label contains the words "Hazardous Waste", the composition and physical state of the waste, statements which call attention to the particular hazardous properties of the waste and the name and address of the person producing the waste.

3.1.5. Within 90 days of the effective date of this Order Respondent shall provide evidence in writing to the Department that the facility follows a written waste analysis plan which describes procedures which it will carry out to comply with California Code of Regulations, Section 67102(a).

3.1.6. Within 30 days of the effective date of this Order Respondent shall provide evidence in writing to the Department that the facility develops and follows a written schedule for inspecting monitoring equipment, safety and emergency equipment, security devices and operating structural equipment that is important preventing, detecting or responding to environmental or human health hazards. It shall include evidence that inspections are recorded in a log or summary.

3.1.7. Within 90 days of the effective date of this Order Respondent shall provide evidence in writing to the Department that the facility records in the operating record the results of waste analysis and closure cost estimates.

3.1.8. Within 30 days of the effective date of this Order Respondent shall provide evidence in writing to the Department that the facility has submitted the 1986 annual report to the Department.

3.1.9. Within 90 days of the effective date of this Order Respondent shall provide evidence in writing to the Department that the facility has a written closure plan.

3.1.10. Within 90 days of the effective date of this Order Respondent shall provide evidence in writing to the Department



that the facility has a written estimate of the cost of closing the facility.

3.1.11. Within 30 days of the effective date of this Order Respondent shall provide evidence in writing to the Department that the facility analyze the waste they treat in their thermal process to enable them to establish steady state operating conditions and to determine the type of pollutants which might be emitted. At a minimum the analysis should determine:

- (a) Heating value of the waste;
- (b) Halogen content and sulfur content in the waste;
- (c) Concentrations in the waste of lead and mercury.

3.2. Submittals. All submittals from a Respondent pursuant to this Order shall be sent simultaneously to:

Dwight R. Hoenig, Chief  
North Coast California Section  
Toxic Substances Control Division  
Department of Health Services

2151 Berkeley Way, Annex 7  
Berkeley, CA 94704

3.3. Communications. All approvals and decisions of the Department made regarding submittals and notifications will be communicated to Respondent in writing by a Section Chief, Toxic Substances Control Division, Department of Health Services, or his/her designee. No informal advice, guidance, suggestions, or comments by the Department regarding reports, plans, specifications, schedules, or any other writings by Respondent shall be construed to relieve Respondent of the obligation to

obtain such formal approvals as may be required.

3.4. Department Review and Approval. If the Department determines that any report, plan, schedule, or other document submitted for approval pursuant to this Order fails to comply with the Corrective Action Order or fails to protect public health or safety or the environment, the Department may:

a. Modify the document as deemed necessary and approve the document as modified or

b. Return the document to Respondent with recommended changes and a date by which Respondent must submit to the Department a revised document incorporating the recommended changes.

3.5. Compliance with Applicable Laws: Respondent shall carry out this Order in compliance with all local, State, and federal requirements, including but not limited to requirements to obtain permits and to assure worker safety.

3.6. Endangerment during Implementation: In the event that the Department determines that any circumstances or activity (whether or not pursued in compliance with this Order) are creating an imminent or substantial endangerment to the health or welfare of people on the site or in the surrounding area or to the environment, the Department may order Respondent to stop further implementation of this Order for such period of time as needed to abate the endangerment. Any deadline in this Order directly affected by a Stop Work Order under this section shall be extended for the term of the Stop Work Order.

3.7. Liability: Nothing in this Order shall constitute or be construed as a satisfaction or release from liability for any conditions or claims arising as a result of past, current, or future operations of Respondent. Notwithstanding compliance with the terms of this Order, Respondent may be required to take further actions as are necessary to protect public health or welfare or the environment.

3.8. Site Access: Access to the site shall be provided at all reasonable times to employees, contractors, and consultants of the Department, and any agency having jurisdiction. Nothing in this Order is intended to limit in any way the right of entry or inspection that any agency may otherwise have by operation of any law. The Department and its authorized representatives shall have the authority to enter and move freely about all property at the Facility at all reasonable times for purposes including but not limited to: inspecting records, operating logs, and contracts relating to the Facility; reviewing the progress of Respondent in carrying out the terms of this Order; and conducting such tests as the Department may deem necessary. Respondent shall permit such persons to inspect and copy all records, documents, and other writings, including all sampling and monitoring data, in any way pertaining to work undertaken pursuant to this Order.

3.9. Sampling, Data, and Document Availability. Respondent shall permit the Department and its authorized representatives to inspect and copy all sampling, testing, monitoring, and other data generated by Respondent or on Respondent's behalf in any way

pertaining to work undertaken pursuant to this Order. Respondent shall allow the Department and its authorized representatives to take duplicates of any samples collected by Respondent pursuant to this Order. Respondent shall maintain a central depository of the data, reports, and other documents prepared pursuant to this Order. All such data, reports, and other documents shall be preserved by Respondent for a minimum of six years after the conclusion of all activities under this Order. If the Department requests that some or all of these documents be preserved for a longer period of time, Respondent shall either comply with that request, deliver the documents to the Department, or permit the Department to copy the documents prior to destruction. Respondent shall notify the Department in writing at least six months prior to destroying any documents prepared pursuant to this Order.

3.10. Government Liabilities: The State of California shall not be liable for injuries or damages to persons or property resulting from acts or omissions by Respondent or related parties specified in paragraph 3.16 in carrying out activities pursuant to this Order, nor shall the State of California be held as a party to any contract entered into by Respondent or its agents in carrying out activities pursuant to the Order.

3.11. Additional Enforcement Actions: By issuance of this Order, the Department does not waive the right to take further enforcement actions.

3.12. Incorporation of Plans and Reports. All plans, schedules, and reports that require Department approval and are submitted by Respondent pursuant to this Order are incorporated in this Order upon approval by the Department.

3.13. Extension Request: If Respondent is unable to perform any activity or submit any document within the time required under this Order, the Respondent may, prior to expiration of the time, request an extension of time in writing. The extension request shall include a justification for the delay.

3.14. Extension Approvals: If the Department determines that good cause exists for an extension, it will grant the request and specify in writing a new compliance schedule.

3.15. Penalties for Noncompliance: Failure to comply with the terms of this Order may also subject Respondent to costs, penalties, and/or punitive damages for any costs incurred by the Department or other government agencies as a result of such failure, as provided by HSC section 25188 and other applicable provisions of law.

3.16. Parties Bound: This Order shall apply to and be binding upon Respondent, and its officers, directors, agents, employees, contractors, consultants, receivers, trustees, successors, and assignees, including but not limited to individuals, partners, and subsidiary and parent corporations, and upon any successor agency of the State of California that may

have responsibility for and jurisdiction over the subject matter of this Order.

#### PENALTY

4. Based on the foregoing DETERMINATION OF VIOLATIONS, the Department sets the amount of Respondent's total proposed penalty at \$20,700, calculated as follows:

<u>Violation Specified in Paragraph Number</u>	<u>Penalty Amount Per Day</u>	<u>Number of Days</u>	<u>Amount of Penalty</u>
2.1	\$		\$3,500
2.2			1,000
2.3			1,000
2.4			1,000
2.5			5,000
2.6			1,000
2.7			200
2.8			2,000
2.9			4,000
2.10			1,000
2.11			1,000

#### RIGHT TO A HEARING

5.1. A hearing has been scheduled to review the Department's proposed penalty. A Notice of Hearing on Penalty is attached.

5.2. A hearing may also be requested to challenge the Corrective Action Order. Appeal procedures are described in the attached Statement to Respondent.

#### EFFECTIVE DATE

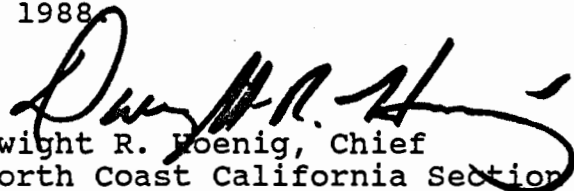
6.1. Effective ten days from date of service this Corrective Action Order is final and effective ten days from the date it is served on you, unless you request a hearing within the ten-day period.

6.2. Orders setting penalties issued under HSC section 25189.3 become effective and final upon issuance after a hearing or waiver of hearing.

TIME PERIODS

7. "Days" for purposes of this Order means calendar days.

Date of Issuance January 29, 1988.



Dwight R. Hoenig, Chief  
North Coast California Section  
Toxic Substances Control Division  
Department of Health Services



EXHIBIT

S.R.I.  
INTERNATIONAL

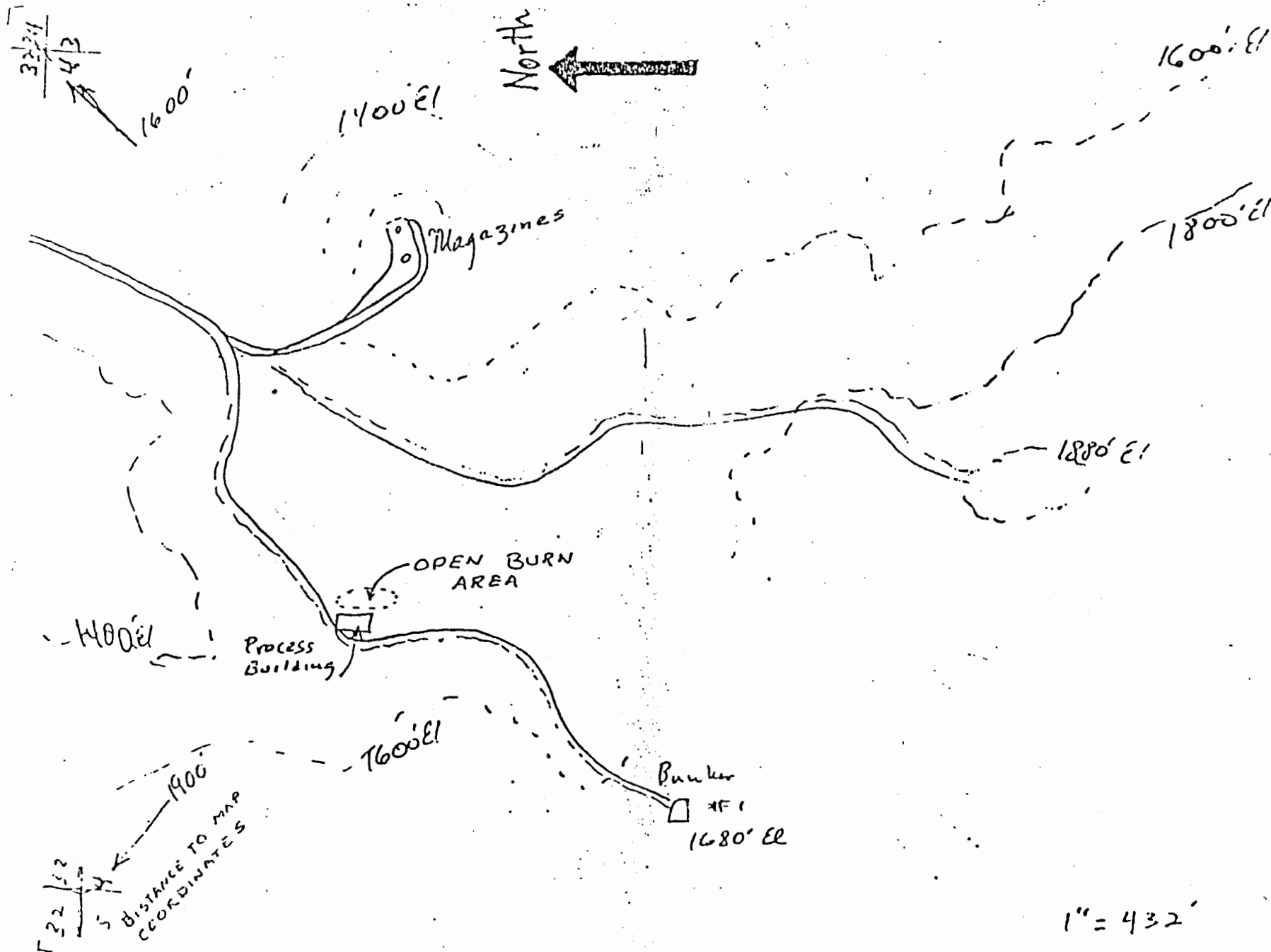
CORRAL HOLLOW RD.  
EXPLOSIVE TEST SITE

STR A 707041

Texts, Texts, Texts

# EXHIBIT 1

SECRET



SRI International  
Corral Hollow Explosives Test Site

(See also attached topographic and vicinity maps)

## EXHIBIT 2

### Regulations Violated:

The following sections of the California Code of Regulations were violated:

#### 67105. Personnel Training.

(a) (1) Facility personnel shall successfully complete a program of classroom instruction or on-the-job training that teaches them to perform their duties in a way that ensures the facility's compliance with the requirements of this chapter. The owner or operator shall ensure that this program includes all the elements described in the document required under subsection (d) (3) of this section.

(2) This program shall be directed by a person trained in hazardous waste management procedures, and shall include instruction which teaches facility personnel hazardous waste management procedures (including contingency plan implementation) relevant to the positions in which they are employed.

(b) Facility personnel shall successfully complete the program required in subsection (a) of this section six months after the date of their employment or assignment to a facility, or to a new position at a facility. Employees hired after the effective date of these regulations shall not work in unsupervised positions until they have completed the training requirements of subsection (a) of this section.

—(c) Facility personnel shall take part in an annual review of the initial training required in subsection (a) of this section.

(d) The owner or operator shall maintain the following documents and records at the facility:

(3) A written description of the type and amount of both introductory and continuing training that will be given to each person filling a position listed under subsection (d) (1) of this section.

(4) Records that document that the training or job experience required under subsections (a), (b) and (c) of this section has been given to, and completed by, facility personnel.

#### 67243. Management of Containers.

(a) A container holding hazardous waste shall always be closed during storage, except when it is necessary to add or remove waste.

#### 67244. Inspections.

At least weekly, the owner or operator shall inspect areas where containers are stored, looking for leaking containers and for deterioration of containers and the containment system caused by corrosion or other factors.

NOTE: Authority cited: Section 208, Health and Safety Code. Reference: Sections 25159 and 25159.5, Health and Safety Code.

## EXHIBIT 2

### Regulations Violated:

The following sections of the California Code of Regulations were violated:

#### 66308. Accumulation Time for the Generator.

(a) A generator may accumulate hazardous waste on site for 90 days or less without a permit or without having interim status provided that

(3) While being accumulated on site, each container and tank is labeled or marked clearly with the words, "Hazardous Waste", and the additional language as required under subsection (c) of this section.

(c) A label shall be maintained on all nonstationary containers in which hazardous wastes are stored. Labels shall include the following information:

(1) Composition and physical state of the waste.

(2) Statement or statements which call attention to the particular hazardous properties of the waste (e.g., flammable, reactive, etc.).

(3) Name and address of the person producing the waste.

NOTE: Authority cited: Section 808, Health and Safety Code. Reference: Sections 25159 and 25159.5, Health and Safety Code.

#### HISTORY:

1. New section filed 1-3-85; effective thirtieth day thereafter (Register 85, No. 2).

#### 67102. General Waste Analysis.

(b) The owner or operator shall develop and follow a written waste analysis plan which describes the procedures which he will carry out to comply with subsection (a) of this section. He shall keep this plan at the facility. At a minimum, the plan shall specify:

(1) The parameters for which each hazardous waste will be analyzed and the rationale for the selection of these parameters (i.e., how analysis for these parameters will provide sufficient information on the waste's properties to comply with subsection (a) of this section);

(2) The test methods which will be used to test for these parameters.

(3) Sampling and sample management of wastes and other materials for analysis and testing pursuant to the criteria of this article shall be in accordance with the sampling, planning methodology, equipment, sample processing, documentation and custody procedures as follows:

(A) As described in "Test Methods for the Evaluation of Solid Waste, Physical/Chemical Methods", SW-846, 2nd Edition, U.S. Environmental Protection Agency, 1982; or

(B) An equivalent sampling method.

(4) The frequency with which the initial analysis of the waste will be reviewed or repeated to ensure that the analysis is accurate and up to date.

(5) For off-site facilities, the waste analyses that hazardous waste generators have agreed to supply.

(6) Where applicable, the methods which will be used to meet the additional waste analysis requirements for specific waste management methods as specified in Sections 67106 and 67421 for permitted facilities and Sections 67258, 67312, 67347, 67372, 67461, 67495 and 67522 for interim status facilities.

## EXHIBIT 2

### Regulations Violated:

The following sections of the California Code of Regulations were violated:

#### 67104. General Inspection Requirements.

(b) (1) The owner or operator shall develop and follow a written schedule for inspecting monitoring equipment, safety and emergency equipment, security devices and operating and structural equipment (such as dikes and sump pumps) that are important to preventing, detecting or responding to environmental or human health hazards.

(2) He shall keep this schedule at the facility.

(3) The schedule shall identify the types of problems (e.g., malfunctions or deterioration) which are to be looked for during the inspection (e.g., inoperative sump pump, leaking fitting, eroding dike, etc.).

(4) The frequency of inspection may vary for the items on the schedule. However, it should be based on the rate of possible deterioration of the equipment and the probability of an environmental or human health incident if the deterioration or malfunction or any operator error goes undetected between inspections. Areas subject to spills, such as loading and unloading areas, shall be inspected daily when in use. At a minimum, the inspection schedule shall include the terms and frequencies required for permitted facilities under Sections 67244, 67254, 67286, 67343, 67344, 67403 and 67457, or for interim status facilities under Sections 67244, 67259, 67314, 67454, 67497 and 67523, where applicable.

(d) The owner or operator shall record inspections in an inspection log or summary. He shall keep these records for at least three years from the date of inspection. At a minimum, these records shall include the date and time of the inspection, the name of the inspector, a notation of the observations made, and the date and nature of any repairs or other remedial actions.

NOTE: Authority cited: Section 208, Health and Safety Code. Reference: Sections 25159 and 25159.5, Health and Safety Code.

#### 67163. Operating Record.

(b) The following information shall be recorded, as it becomes available, and maintained in the operating record until closure of the facility:

(3) Records and results of waste analyses performed as specified for permitted facilities in Sections 67102, 67106 and 67451, and for interim status facilities in Sections 67102, 67258, 67312, 67347, 67372, 67461, 67495 and 67522.

(8) All closure cost estimates under Section 67002 and, for disposal facilities, all post-closure cost estimates under Section 67014.

NOTE: Authority cited: Section 208, Health and Safety Code. Reference: Sections 25159 and 25159.5, Health and Safety Code.

## EXHIBIT 2

### Regulations Violated:

The following sections of the California Code of Regulations were violated:

#### 67165. Annual Report.

The owner or operator shall prepare and submit single copies of an annual report to the Department and the appropriate regional water quality control board by March 1 of each year. The report form approved by the Department shall be used for this report. The annual report shall cover facility activities during the previous calendar year and shall include the following information:

- (a) The EPA identification number, name and address of the facility;
- (b) The calendar year covered by the report;
- (c) For off-site facilities, the EPA identification number of each hazardous waste generator from which the facility received a hazardous waste during the year; for imported shipments, the report shall give the name and address of the foreign generator;
- (d) A description and the quantity of each hazardous waste the facility received during the year. For off-site facilities, this information shall be listed by the EPA identification number of each generator; **1986 EXEMPT**
- (e) The method of treatment, storage or disposal for each hazardous waste;
- (f) The most recent closure cost estimate under Section 67002 and, for disposal facilities, the most recent post-closure cost estimate under Section 67014;
- (g) The certification signed by the owner or operator of the facility or his authorized representative; and
- (h) The environmental monitoring data specified in Section 67195.

NOTE: Authority cited: Section 206, Health and Safety Code. Reference: Sections 25159 and 25159.5, Health and Safety Code.

#### 67212. Closure Plan; Amendment of Plan.

(a) The owner or operator of a hazardous waste management facility shall have a written closure plan.

(1) For permitted facilities the plan shall be submitted with the permit application, in accordance with Section 66391(a)(13) of this chapter, and approved by the Department as part of the permit issuance proceeding under Article 4 of this chapter. The approved closure plan will become a condition of the permit. The Department's decision shall ensure that the approved closure plan is consistent with Sections 67211, 67213, 67214 and 67215, and the applicable requirements of Sections 67243, 67260, 67283, 67351, 67369, 67409 and 67468.

(2) For interim status facilities the plan shall be developed by the effective date of these regulations.

#### 67002. Cost Estimate for Closure.

(a) The owner or operator of a hazardous waste facility shall prepare and submit to the Department a written estimate, in current dollars, of the cost of closing the facility. The estimate shall be submitted in accordance with Sections 66372, 66390 and 66391. The estimate shall equal the cost of closure at the point in the facility's operating life when the extent and manner of its operation would make closure the most expensive, as indicated by its closure plan.

EXHIBIT 2

Regulations Violated:

The following sections of the California Code of Regulations were violated:

**67495. Waste Analysis.**

In addition to the waste analyses required by Section 67102, the owner or operator shall sufficiently analyze any waste which he has not previously treated in his thermal process to enable him to establish steady state (normal) or other appropriate (for a non-continuous process) operating conditions (including waste and auxiliary fuel feed) and to determine the type of pollutants which might be emitted. At a minimum, the analysis shall determine:

- (a) Heating value of the waste;
- (b) Halogen content and sulfur content in the waste; and
- (c) Concentrations in the waste of lead and mercury, unless the owner or operator has written, documented data that show that the elements are not present.

NOTE: Authority cited: Section 208, Health and Safety Code. Reference: Sections 25159 and 25159.5, Health and Safety Code.

STATE OF CALIFORNIA  
HEALTH AND WELFARE AGENCY  
DEPARTMENT OF HEALTH SERVICES  
TOXIC SUBSTANCES CONTROL DIVISION

In the Matter of:	)	Docket HWCA <u>87-88/014</u>
	)	
	)	NOTICE OF HEARING
S.R.I. INTERNATIONAL	)	ON PENALTY
(Tracy Explosive Test Site)	)	
821 San Francisco Court	)	
Stanford, CA 94305	)	
	)	
Respondent.	)	
	)	

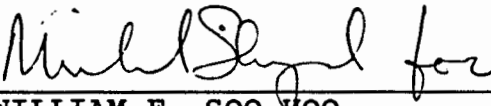
You are hereby notified that a hearing will be held before the Department of Health Services at the Office of Administrative Hearings, 455 Golden Gate Avenue, Room 2248, San Francisco, California, on the 16-17 day of March, 1988, at the hour of 9:00 a.m., upon the allegations made in the Complaint for Penalty served upon you. You may be present at the hearing, may be but need not be represented by counsel, may present any relevant evidence, and will be given full opportunity to cross-examine all witnesses testifying against you. You are entitled to the issuance of subpoenas to compel the attendance of witnesses and the production of books, documents, or other things by applying to the Office of Administrative Hearings, 455 Golden Gate Avenue, Room 2248, San Francisco, California. (Telephone: (415) 557-1636.)

Please note that the scheduled hearing is mandated by Health and Safety Code § 25189.3 to determine the amount of the



penalty to be imposed. This hearing will not include  
consideration of the Corrective Action Order and Schedule for  
Compliance unless you file a Notice of Defense, as provided by  
Government Code § 11506.

Dated Jun 28, 1988

  
\_\_\_\_\_  
WILLIAM F. SOO HOO  
Assistant Chief Counsel  
Office of Legal Services  
Toxic Substances Control Division